

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

At Seattle

LAUGHING RABBIT, INC., an Oregon
corporation,

Plaintiff,

v.

JOHN WILSON, d/b/a ADVANCEDMART,
an individual,

Defendant.

Civil Action No. CV07-2080RSM

**CONSENT JUDGMENT AND
INJUNCTION**

Plaintiff Laughing Rabbit, Inc. (hereinafter LRI) having filed its Complaint for Patent Infringement, Trademark Infringement and Unfair Competition on December 28, 2007; and

Defendant John Wilson, d/b/a/ Advancedmart (hereinafter Wilson) having appeared in this case by his counsel filing a Notice of Appearance on September 19, 2008;

The parties having resolved the issues raised in said Complaint to their mutual satisfaction, Defendant consenting to judgment without admitting liability and for the purpose of amicably and expeditiously resolving this dispute; and

1 The Court having concluded that entry of this Consent Judgment and Injunction is a
2 proper exercise of the policy favoring settlement of controversies;

3 IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

4 1. This Court has jurisdiction of the subject matter hereof and of all the parties
5 hereto.

6 2. Venue is proper in this Court.

7 3. The Plaintiff, Laughing Rabbit, Inc. is the exclusive licensee under U.S. Patent
8 No. D375,372 and United States Trademark Registration No. 2,791,032 for the product
9 configuration disclosed in said Registration.

10 4. Said Design Patent and Trademark Registrations are not unenforceable.

11 5. The Defendant Wilson is hereby enjoined from any future making, using or
12 selling LED flashlights using any depictions of Plaintiff Laughing Rabbit, Inc.'s product
13 configuration shown in Exhibits E and F to the Complaint, copies of said Exhibits E and F being
14 attached hereto for the term of said Trademark Registration and Design Patent.

15 6. Except for the relief herein granted, all claims for relief in the Complaint and
16 Answer herein, are dismissed with prejudice pursuant to Rule 41(a) Federal Rules of Civil
17 Procedure.

18 7. Each of the parties to this action shall bear its own costs and attorneys fees.

19 SO ORDERED THIS 20th day of November, 2008

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25 RICARDO S. MARTINEZ
26 UNITED STATES DISTRICT JUDGE

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3 Entry consented to by:

4 BLACK LOWE & GRAHAM, PLLC
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